

**[DISCUSSION DRAFT]**

107TH CONGRESS  
1ST SESSION

**H. R. \_\_\_\_\_**

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IN THE HOUSE OF REPRESENTATIVES

Mr. LIPINSKI introduced the following bill; which was referred to the  
Committee on \_\_\_\_\_

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**A BILL**

To amend title 49, United States Code, to require that the screening of passengers and property on flights in air transportation be carried out by employees of the Federal Aviation Administration, to expand the Federal Air Marshal program of the Federal Aviation Administration, to establish requirements for carry-on baggage on flights in air transportation, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Aviation Security En-  
3 hancement Act of 2001”.

4 **SEC. 2. SCREENING OF AIR PASSENGERS AND PROPERTY**  
5 **BY FAA.**

6 Section 44901 of title 49, United States Code, is  
7 amended—

8 (1) in the second sentence of subsection (a) by  
9 striking “The” and inserting “Subject to subsection  
10 (c), the”; and

11 (2) by adding at the end the following:

12 “(d) SCREENING TO BE CONDUCTED BY FAA EM-  
13 PLOYEES.—As soon as practicable after the date of enact-  
14 ment of this subsection, the screening of passengers and  
15 property under subsection (a) shall be carried out by em-  
16 ployees of the Federal Aviation Administration. The Ad-  
17 ministrator may prioritize the undertaking of screening re-  
18 sponsibilities with respect to an airport based on the Ad-  
19 ministrator’s assessment of the security threat to the air-  
20 port.”.

21 **SEC. 3. EXPANSION OF FEDERAL AIR MARSHAL.**

22 The Administrator of the Federal Aviation Adminis-  
23 tration shall expand the Federal Air Marshal program of  
24 the Administration to increase the number of air marshals  
25 on domestic and international flights of United States air  
26 carriers.

1   **SEC. 4. CARRY-ON BAGGAGE.**

2           (a) REGULATIONS.—As soon as practicable after the  
3   date of enactment of this Act, the Administrator of the  
4   Federal Aviation Administration shall modify regulations  
5   contained in section 121.589 of title 14, Code of Federal  
6   Regulations, to require that each certificate holder (as the  
7   term is used in that section) include in the certificate hold-  
8   er's carry-on baggage program a requirement that each  
9   passenger boarding an airplane of the certificate holder  
10   be limited to 1 piece of carry-on baggage, the aggregate  
11   sum of each dimension of which does not exceed 9 inches  
12   by 14 inches by 22 inches.

13          (b) EXCLUSIONS FROM CARRY-ON BAGGAGE LIMITA-  
14   TION.—In this section, the term “carry-on baggage” does  
15   not include any of the following items:

16           (1) Child safety seats for children holding a  
17   ticket for a flight segment.

18           (2) Baggage and equipment required for the  
19   transportation of any child under the age of 2, as  
20   determined by the Administrator.

21           (3) Assistive devices for disabled passengers, in-  
22   cluding canes and crutches.

23           (4) Outer garments, including coats and hats.

24           (5) Purses that are no larger than 25 linear  
25   inches.

1       (c) PASSENGER DEFINED.—In this section, the term  
2 “passenger” includes any child under the age of 2 who  
3 boards an airplane of a certificate holder, without regard  
4 to whether a ticket for air transportation was purchased  
5 for the child.

6 **SEC. 5. FUNDING.**

7       The Administrator of the Federal Aviation Adminis-  
8 tration may impose a fee under section 45301 of title 49,  
9 United States Code, of not more than \$3.00 per domestic  
10 flight segment, the receipts from which shall be available  
11 immediately for obligation and expenditure to carry out  
12 sections 2 and 3 of this Act (including the amendments  
13 made by such sections).